

10-13-04

JPW

Docket No. 2976-4039US3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): T. KEITH et al.

Serial No.: 10/670,184

Filed: September 24, 2003

Group Art Unit: 1632

Examiner: TBA

For: NOVEL HUMAN GENE RELATING TO RESPIRATORY DISEASES AND OBESITY

**EXPRESS MAIL CERTIFICATE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Express Mail Label No.: EV 498827134 US

Date of Deposit: October 12, 2004

I hereby certify that the following attached paper(s) and/or fee

1. Supplemental Information Disclosure Statement (1 pg);
2. Form PTO-1449 (1 pg) with two (2) cited references;
3. Change of Correspondence (1 pg); and
4. Return receipt postcard.

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Albert Isles

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to Rule 56, applicant hereby calls the attention of the Patent Office to the references listed on the attached Form PTO 1449. Copy(ies) of these references ☒ are attached ☐ were filed in related application U.S. Serial No(s) \_\_\_\_\_, filed \_\_\_\_\_, respectively.

- ☐ This document is being filed within three (3) months of the filing date of the application
- ☐ A check for the requisite fee of \$180 is enclosed.
- ☐ This document is being concurrently filed with the above-identified application
- ☐ This document is being concurrently filed with an Request for Continued Examination (RCE)
- ☒ This document is being filed prior to a first Office Action on the merits.
- ☐ This document is accompanied by a Search Report/Communication cited in a related PCT or foreign counterpart application.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 13-4500, Order No. 2976-4039US3. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: October 12, 2004

By: \_\_\_\_\_

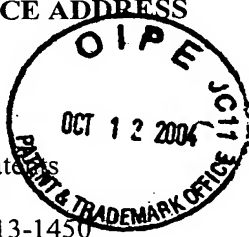
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<b>CHANGE OF CORRESPONDENCE ADDRESS</b> <i>of Application</i>  Address to: Mail Stop _____ Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	10/670,184
	<b>Filing Date</b>	September 24, 2003
	<b>First Named Inventor</b>	Tim KEITH
	<b>Group Art Unit</b>	1632
	<b>Examiner Name</b>	TBA
	<b>Attorney Docket No.</b>	2976-4039US3



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**I am the:**

☐ Applicant

☐ Assignee of record of the entire interest.

**Certificate under 37 CFR 3.73(b) is enclosed.**

☒ Attorney or agent of record.

<b>Typed or Printed Name</b>	Evelyn M. Kwon	<b>Registration No.</b>	54,246
<b>Signature</b>			
<b>Date</b>	October 12, 2004		



FORM PTO-1449

Attorney Docket:  
2976-4039US3Serial No.:  
10/670,184Applicant:  
T. KEITH et al.Filing Date:  
September 24, 2003Group Art Unit:  
1632

## INFORMATION DISCLOSURE CITATION

## U.S. PATENT DOCUMENTS

Examiner Initial	Patent Number	Issue Date	Name	Class	Sub-Class	Filing Date
	6,133,434	10/17/2000	Buell et al.			

## FOREIGN PATENT DOCUMENTS

Examiner Initial	Patent Number	Publication Date	Country	Class	Sub-Class	Translation
						<input type="checkbox"/> Yes <input type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No

## OTHER DOCUMENTS (Including Author, Title, Date, etc.)

	M. Hattori, et al., "Homo sapiens 206,647 genomic DNA of 20p," GenBank Accession No. AP002898, Submitted October 22, 2000.

Examiner

Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §609.  
Draw line through citation if not in conformance and not considered.  
Include copy of this form with next communication to Applicant.